

BOARD MEETING MINUTES

Indiana Regulated Amusement Device Safety Board

Held at
Johnson County Fair
250 Fairground St.
Franklin, Indiana
Heritage Hall

July 22, 2016

1. The meeting of the Indiana Regulated Amusement Device Safety Board was called to order by Ted Bumbleburg at 12: p.m., Eastern Daylight Time, on July 22, 2016. A quorum was found to be present.

- a. The following Board members were present:
David Dahl, Midwestern Engineers
Max Fitzpatrick, Indiana Fair Association
Lee Geiling, K & K Insurance
James Oliver, Holiday World
Tom Hendricks, Chief, Elevator and Amusement Safety Section, IDHS
Ted Bumbleburg, Purdue University
Randy Niemeyer
Tim Bohlander, Poor Jacks Amusement

The following board members were not present:
Terrance Hoffman, American Amusement rides, LLC

- b. The following departmental staff were present:
Pamela Walters, Legal Counsel, Indiana Department of Homeland Security
Justin Guedel, Staff Attorney, Indiana Department of Homeland Security

2. Minutes

Minutes of the January 8, 2016 were presented. Tim Bohlander offered a correction. Noting that under old business, mention of having been told by the State that they would not be regulating zip lines and monster trucks was missing from the minutes. Calling for any other corrections and hearing none, Chairman Bumbleburg asked for a motion to approve the minutes as amended. A motion and second to accept was made, voted upon, and carried.

3. Old Business

Chairman Bumbleburg called for any old business. It was asked if this would be the time to ask about the clarification of water slides. Pam Walters said she had amended the non-rule policy for the April meeting by adding "a structure that consists of" before the word slide, as had been requested. The draft of the non-rule policy was read for those in attendance. A motion to approve the change in language was made, seconded, voted upon and carried. The document would be taken to the Fire Prevention and Building Safety Commission for approval. A call for any further old business was made, and, hearing none, the Chairman moved to new business.

4. New Business

Amusement electronic communication was presented as a point of new business. Copies of the information was distributed to the members of the Board. It was pointed out that, under item seven, the word "additional" should be "addition". Ms. Walters explained that, under the Open Door Law, they had the ability to meet electronically, but four of the members had to be physically present for the meeting. With the difficulties the Board has faced in the past, this would help them make quorum for their regular meetings. To be able to use this, a policy would have to be adopted and posted on the IDHS website for the Board. Ms. Walters explained that with the electronic meetings, all votes would have to be done via roll call, and the members would be expected, per recommendation of the Governor's office, to attend at least 50% of the meetings in person. The required number of meetings in person can be adjusted by the policy adopted by the Board, however. The ability to view documents was also brought up as a possible issue. The ability to meet the statutory requirements for their Board meetings using electronic meetings was thought to be a good solution to problems members had with being on the road for business and dealing with traveling in bad weather. A motion to approve the electronic communication policy, as amended, was made. It was seconded, voted upon and carried.

Ms. Walters stated that 675 IAC 1 was set to expire at the end of the year. She asked the Board to consider the option right now of filing for re-adoption of the Amusement Ride Rules. She was asked if changes were to be made at that time, and she said no. She would suggest a rule review next year, with a committee made up of board members and perhaps some members from outside in the community to review and make recommendations to the board for changes and updates to be made. A motion to proceed with the re-adoption was made and seconded. It was voted upon and carried. Establishing a committee to begin the review process was discussed, as well as the emergency rule making procedure used by Boilers.

5. Report From Chief Inspector

Tom Hendricks noted they had a rough start to the year with three accidents within a week of each other. There have been a couple of call-in's from the public, usually not ride-related, but they are checked out. They are close to the 800 inspections mark already this year, with about twenty left to do at the State Fair. A company had filed bankruptcy, leaving a couple of county fairs without rides, and when companies in Kentucky and Tennessee came in as replacement, inspections were done quickly so they could open.

He had sent the board members a picture of two rides built on a trailer. His question was how does he inspect? Do the members feel it is two rides on one trailer, or should it be considered as a single ride since it is on a single trailer. Consensus of opinion among those present was it should be considered as two rides. A motion that, on the basis of information given to them today, it should be considered two rides. The motion was seconded. Following discussion, the motion and second were withdrawn to allow for gathering further information. A question was raised about the accidents he had mentioned and if they were public record. Ms. Walters gave the email address of publicrecords@dhs.in.gov to request information on the accidents.

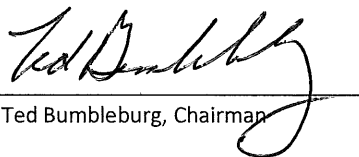
6. Questions from the Audience

The Chairman noted they had lost the only person there had been for an audience, so he did not expect questions. He then congratulated Tim Bohlander and Poor Jacks Amusements on their 50th anniversary. Mr. Bohlander thanked the members, and added that it was their 50th year at the Johnson County Fair, and that Max's father signed the first contract that his parents had signed in the rides business.

7. Adjourn

The next meeting is October 20, 2016 in Indianapolis. It was noted that they needed four meetings per year, and Tom Hendricks offered to get possible meeting dates for the board to consider.

With no further business, the meeting was adjourned.

Approved 
Ted Bumbleburg, Chairman

